



has (1) provisionally filed under seal the Motion to Compel, Declaration, and Memorandum and the exhibits to both that it seeks to maintain under seal; and (2) filed a redacted version of the Motion to Compel, Declaration, and Memorandum in the public record that excludes the information and documents that Comcast seeks, by this motion, to maintain under seal.

2. The Seventh Circuit has recognized a Court may shield certain filings from public inspection if “there is good cause for sealing a part or the whole of the record.” *Citizens First Nat. Bank of Princeton v. Cincinnati Ins. Co.*, 178 F.3d 943, 945 (7th Cir. 1999); *see also* Local Rule 26.2(b) (applying “good cause” standard). Under that test, the Court may seal certain filings if there are “legitimate concerns of confidentiality,” *Grove Fresh Dist., Inc. v. Everfresh Juice Co.*, 24 F.3d 893, 898 (7th Cir. 1994), such as where the information in question “meet[s] the definition of trade secrets or other categories of bona fide long-term confidentiality.” *Baxter Intern., Inc. v. Abbott Laboratories*, 297 F.3d 544, 545 (7th Cir. 2002).

3. Here, the documents and information Comcast seeks to file under seal have been designated Confidential or Highly Confidential under the Court’s Agreed Confidentiality Order. ECF No. 44 ¶ 3(c). As this Court recognized in granting past motions to seal, *see, e.g.*, Dkt. 92 (granting Viamedia’s Motion to Seal), Dkt. 98 (granting Comcast’s Motion to Seal), such a designation gives good cause to file such documents or information under seal.

WHEREFORE, Comcast respectfully requests the Court enter an order granting Comcast leave to file the Motion to Compel, Declaration, and Memorandum, and certain exhibits to that Motion to Compel, Declaration, and Memorandum, under seal.

Dated: May 12, 2017

Respectfully submitted,

COMCAST CORPORATION AND  
COMCAST CABLE COMMUNICATIONS  
MANAGEMENT, LLC

/s/ Ross Bricker

Ross B. Bricker  
Sally K. Sears Coder  
JENNER & BLOCK LLP  
353 N. Clark Street  
Chicago, IL 60654-3456  
Tel: (312) 222-9350  
Fax: (312) 527-0484  
rbricker@jenner.com  
ssearscoder@jenner.com

Arthur J. Burke (pro hac vice)  
David B. Toscano (pro hac vice)  
DAVIS POLK & WARDWELL LLP  
450 Lexington Avenue  
New York, New York 10017  
Tel: (212) 450-4000  
Fax: (212) 701-5800  
Arthur.Burke@davispolk.com  
David.Toscano@davispolk.com

*Attorneys for Defendants Comcast  
Corporation and Comcast Cable  
Communications Management, LLC*